REMARKS

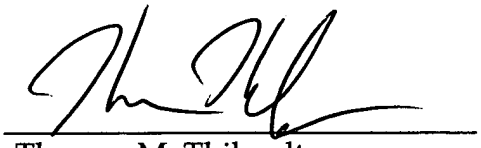
Thank you for our brief conversation on Tuesday, June 24, regarding the above-referenced application. As you may recall, a decision by the Board of Appeals reversed all "substantive" rejections in the case. However, a rejection based on obviousness-type double patenting was affirmed (the rejection was based on application serial number 10/613,896, owned by Applicant). I note that this prior application has since been abandoned, rendering the double-patenting rejection moot. During our conversation, you suggested that I submit these facts in writing in order to advance this application towards allowance.

I am also submitting herewith an amendment to the specification claiming priority to this abandoned application.

Please contact me at once if there are any problems with proceeding forward with this application, as we both recognize that the facts here are a little unusual. I can be contacted by telephone at 858-735-1097 anytime or by email at tomthibault@yahoo.com. Thank you very much for your assistance in this matter.

Respectfully submitted,

Dated: 6/24/08

By: 

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